

**CITY OF CENTRAL
CITY COUNCIL MEETING
May 1, 2012**

CALL TO ORDER

A regular meeting of the City Council for the City of Central was called to order by Mayor Engels at 7:00 p.m., in City Hall on May 1, 2012.

ROLL CALL

Present: Mayor Engels
Alderman Spain
Alderman Voorhies
Alderman Lee
Alderman Giancola

Absent: None

Staff Present: Manager Lanning
Attorney Michow
City Clerk Bechtel
Finance Director Flowers
CDD/HPO Thompson
Operations Director Kisselman
Water Department Manager Griffith
Police Chief Krelle
Fire Chief Allen

The Pledge of Allegiance was recited by all present.

Mayor Engels asked for a moment of silence to note the passing of Bruce Schmaltz who served as an Alderman from 1975 to 1986 and as Mayor from 1986 to 1991.

ADDITIONS AND/OR AMENDMENTS TO THE AGENDA

The agenda was amended to add 10a. Parkway Fence and at the end of the meeting an Executive Session pursuant to C.R.S. § 24-6-402(4)(b) to receive legal advice regarding claims related to the Main Street project.

CONFLICTS OF INTEREST

No Council Member disclosed a conflict regarding any item on the agenda.

CONSENT AGENDA

Alderman Spain moved to approve the consent agenda containing the regular bill lists April 19 and 26; and the City Council minutes of April 17, 2012. Alderman Giancola seconded, and without discussion, the motion carried unanimously.

PUBLIC FORUM/AUDIENCE PARTICIPATION

Tom Sundermeyer, a Spring Street resident since 1975, agreed that the City should embrace more than gaming in this community. He stated that the fence was originally intended to be temporary, and the slope will need additional evaluation before any changes are made. Mr. Sundermeyer would like to see proper remediation for noise and light.

Steve Boulter, 210 East 4th High Street, is a business owner and resident and stated that businesses and residents are all invested in the community. Mr. Boulter compared the busy and noisy early 1900's to today and would like to see us embrace commerce and vehicles that come with this era.

Bill Gerkins, 455 Roworth Street, agreed with Mr. Sundermeyer that a fence to mitigate noise and light is important as well as for trash and safety as in the case today of a semi-truck that lost a wheel on this curve.

Christine Pollack, 210 Hooper, stated that she would like to see an effective solution for the noise and light pollution which would be professionally engineered and be aesthetic as well.

Joe Behm, President for the Central City Business Improvement District, stated that noise and light problems are not specific to Central City and it is always good to have the professionals provide options for solutions.

Mayor Engels stated he had received an email from Barbara Nichols, 420 Spring Street, and she would like to see a comprehensive solution as well.

LIQUOR LICENSE AUTHORITY

Alderman Giancola moved to open the Liquor Licensing Authority. Alderman Voorhies seconded and, without discussion, the motion carried unanimously.

City Clerk Bechtel stated this request for Modification of Premises for CC Gaming LLC dba Johnny Z's Casino at 132 Lawrence Street will add the 2nd floor of the Granite Building per the drawing as shown. John Zimpel explained that this will potentially be a gaming area with up to 100 additional machines.

Alderman Voorhies moved to approve the Modification of Premises for CC Gaming LLC dba Johnny Z's Casino at 132 Lawrence Street to include the 2nd floor of the granite building. Alderman Giancola seconded and, without discussion, the motion carried unanimously.

Alderman Spain moved to close the Liquor Licensing Authority. Alderman Giancola seconded and, without discussion, the motion carried unanimously.

SECOND READING & PUBLIC HEARING

Ordinance No. 12-04: *An ordinance amending Ordinance No. 10-15 to impose additional regulations regarding water meters on all water-using units within the City as codified in Article 1, Chapter 13 or the Central City Municipal Code.*

Attorney Michow explained that it will create leverage if needed for the installation and service of water meters. It will allow the City to terminate service if the homeowners are non-responsive to our repeated requests to access the home.

At 7:38 p.m., Mayor Engels opened the Public Hearing. Hearing no comment, at 7:39 p.m., Mayor Engels closed the Public Hearing.

Alderman Giancola moved to adopt Ordinance 12-04: An ordinance amending Ordinance No. 10-15 to impose additional regulations regarding water meters on all water-using units within the City as codified in Article 1, Chapter 13 or the Central City Municipal Code. Alderman Voorhies seconded. In discussion, Alderman Spain asked about out of town homeowners and Finance Director Flowers explained that we will work with the absent owners to find a time when they can be in town. This proposed Ordinance is for the homeowner that does live here and does not respond. When Mayor Engels called the question, the motion carried unanimously.

NEW BUSINESS

Proclamation – 1st Week in May as Youth Week

Mayor Engels read the proclamation into the record. Alderman Voorhies moved to approve the Proclamation. Alderman Spain seconded and, without discussion, the motion carried unanimously.

Resolution 12-05: A resolution of the City Council of the City of Central, Colorado, amending Resolution Nos. 8-05 and 11-05 concerning the Retention of Executive Session Recordings.

City Clerk Bechtel explained that a resolution was passed in 2005 to extend the retention for Executive Session recording from 90 days to 2 years. This will bring our Executive Session recordings from 2 years back to 90 days as required by state law. This was the only variation to the Colorado Municipal Records Retention Schedule we have made.

Alderman Voorhies moved to approve Resolution 12-05: A resolution of the City Council of the City of Central, Colorado, amending Resolution Nos. 8-05 and 11-05 concerning the Retention of Executive Session Recordings. Alderman Giancola seconded and, without discussion, the motion carried unanimously.

Parkway Fence

Mayor Engels thanked the citizens for their comments. Staff has removed the fence and it will not be easily replaced. Alderman Spain suggested we get a professional opinion for a comprehensive solution. Mayor Engels directed staff to move forward with information on an effective light/sound barrier. Alderman Lee suggested that the cost for the solution be considered at budget time. Alderman Voorhies agreed that the wooden fence was never meant to be permanent and supports getting information on a comprehensive solution and added that the view is impressive.

STAFF REPORTS

Manager Lanning reported the following:

June 19th Council Meeting – cancelled

Developer Projects – there is ongoing progress and staff will give an update soon

Water Attorney – rescheduled to June 5

COUNCIL COMMENTS

Alderman Giancola asked staff to look at options for the empty storefronts and vacant run down property.

Alderman Lee asked about the timetable to bring the parking study forward. Manager Lanning stated that some pieces are still coming together and we will bring this to a special work session.

She also asked about the timeline for the remaining water meter installations and if we can read meters to collect data before we finish the installations since that will affect water rates for 2013. Manager Lanning stated that we will discuss water rates in the budget process and staff will look into data collection.

Alderman Spain stated he would like to honor former Mayor and Councilman Bruce Schmaltz with a plaque. He also asked to have staff look into the following: why the school kids are catching the bus at Reserve; why the shuttle bus is not doing a full loop each time; and striping at Johnny Z's that seems to make traffic congestion worse.

Alderman Voorhies stated she has had several complaints about the speed bump by the Reserve and the striping and parking in front of Johnny Z's.

PUBLIC FORUM/AUDIENCE PARTICIPATION

Gina First, for the Reserve Hotel, thanked Public Works for the new speed bump as it does slow traffic. Ms. First stated that once those vehicles are over the bump they speed ahead so she asked about placing a stop sign.

At 8:15 p.m. Alderman Voorhies moved to adjourn into Executive Session pursuant to C.R.S. § 24-6-402(4)(b) for purposes of receiving legal advice concerning claims related to the Mainstreet project. Alderman Giancola seconded and, without discussion, the motion carried unanimously.

The next regular Council meeting is scheduled for May 15, 2012 at 7:00 p.m.

Ronald E. Engels, Mayor

Reba Bechtel, City Clerk